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OFFICE OF PETITIONS

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S) : Mishra et al.

TITLE : **IMAGING MEMBER HAVING A DUAL
CHARGE TRANSPORT LAYER**

APPLICATION NO. : 10/734,380

FILED : December 12, 2003

CONFIRMATION NO. : 9765 **FAX RECEIVED**

EXAMINER : Janis L. Dote **FEB 02 2006**

ART UNIT : 1756 **OFFICE OF PETITIONS**

LAST OFFICE COMMUNICATION : January 11, 2006

NOTICE OF ALLOWANCE : December 15, 2005

ATTORNEY DOCKET NO. : A2582-US-NP
XERZ 2 00610

**PETITION FOR WITHDRAWAL FROM ISSUE –
ISSUE FEE PAID (37 CFR 1.313(c))**

MAIL STOP 313(C)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby petition for the withdrawal of this application from issue. The issue fee was paid on January 10, 2006. At the time this petition is being filed, Applicants are not aware whether a patent number has been assigned to the application or the date the application is scheduled to issue.

02/03/2006 CKHLOK 00000004 240037 10734380

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The reason for the request for withdrawal from issue is:

(check applicable item(s) below)

- (a) ☐ one or more of the claims are unpatentable.
- (b) ☒ consideration of a request for continued examination under § 1.114.
- (c) ☐ for express abandonment to permit consideration of an information disclosure statement under § 1.97 in a continuing application.
- (d) ☐ for express abandonment in favor of a continuing application.

Further details as the reasons(s) for this withdrawal request are set forth in the accompanying Remarks.

The fee set forth in § 1.17(h), required by 37 C.F.R. § 1.313(a), is paid as follows:

- ☐ Attached is a ☐ check ☐ money order in the amount of \$_____
- ☒ Authorization is hereby made to charge the amount of **\$130.00**
 - ☒ to **Deposit Account No. 24-0037.**
 - ☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.
- ☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.
- ☐ A duplicate of this paper is attached.

REMARKS

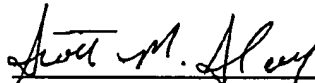
Applicants request withdrawal of Application No. 10/734,830 from issue to correct the application's inventorship. On December 19, 2005, Applicants filed an amendment/request under 37 C.F.R. § 1.48 to delete an inventor from the application. A Notice of Allowance was mailed on December 15, 2005, and the issue fee was paid on January 10, 2006. On January 11, 2006 the Examiner mailed a communication notifying Applicants that the petition to correct inventorship was deficient.

Applicants request withdrawal of this application from issue after the issue fee was paid in consideration of an RCE (submitted herewith) so that Applicants may renew their request under 37 C.F.R. § 1.48 to correct the inventorship and to request correction of one or more Applicants' names as it appears in the declaration.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

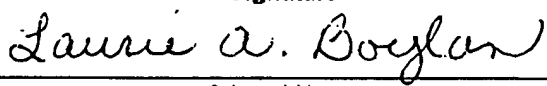
2/2/2006
Date


Richard M. Klein, Reg. No. 33,000
Scott M. Slaby, Reg. No. 53,603
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Petition is being

- ☐ deposited with the United States Postal Service as First Class mail, addressed to: MAIL STOP 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ transmitted via facsimile (571-273-0025 - Office of Petitions) in accordance with 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, addressed to: MAIL STOP 313(c), Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.:	Signature 
Date February 2, 2006	Printed Name Laurie A. Boylan

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WE PROTECT YOUR IDEAS.

Date	February 2, 2006	Total Pages: 17
To:	U.S. Patent and Trademark Office	
Attn.:	Office of Petitions	
Facsimile No.:	571-273-0025	
From:	Richard M. Klein / Scott M. Slaby	
Re:	Serial No. 10/734,380; Filed December 12, 2003 Our Ref.: A2582-US-NP / XERZ 2 00610 Petition for Withdrawal from Issue – Issue Fee Paid	

COMMENTS**FAX RECEIVED**

Attachments:

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OFFICE OF PETITIONS

PETITION FOR WITHDRAWAL FROM ISSUE – ISSUE FEE PAID (37 CFR 1.313(c))	3 pages
PETITION TO CORRECT NAME OF INVENTORS (37 CFR 1.182; MPEP 605.04(b))	3 pages
REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL	2 pages
SUBMISSION ACCOMPANYING RCE (37 CFR 1.114)	3 pages
SUPPLEMENTAL APPLICATION DATA SHEET – 37 CFR 1.76	5 pages

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